Demi-Official.

206 D.O. File No. 206

Serial Nos. 1 to 5

DEWAN'S OFFICE.

N.T. — File No 22

1909.

(14)

SUBJECT.

Grant of mineral licenses and leases in the Bringera Jaghir and main Villages attached to it.

PREVIOUS REFERENCES.	LATER REFERENCES.
See D.O. file No. 175.	

Commenced on 15 3 1909

Closed on 10 4 1909

Grok 112-20

D. O. File No. 206 of 190 —190

Subject Grant of mineral licenses and leases in the Srirangeri jahgir and Inam villages

LIST OF CONTENTS.

Serial No.	D. O. No. and date	From whom	To whom	Brief Subject
1	116 / 15.3.09	P.S. to HH	Dewan	Communicates H. Hs orders that the Residency may be consulted before definite action is taken on the proposals regarding the grant of powers to Srirangeri Jahgir for granting mineral licenses and leases:-
2	1638 / 17.3.09	Dewan	Resident	Forwards the file regarding the question of the authority entrusted with the power of granting mineral licenses &c.
3	2178 / 6.4.09	Resident	Dewan	Expresses his concurrence with the views expressed in the Dewan's note dated 13.3.09 in the matter.
4	8 / 8.4.09	Dewan	P.S. to HH	Resubmits for H Hs orders the file on the subject with Serial No. 3
5	132 / 10.4.09	P.S. to HH	Dewan	Returns the file with H Hs approval of the further action proposed to be taken
5a	27.6.19		note.	

GPB—750—17-3-09

D.O. From No: 1324

D.O. 116
Encl file

PRIVATE SECRETARY MYSORE

Mysore,

15th March 1909

Dear Mr. Madhava Rao

With reference to the proposals on this file, His Highness desires me to suggest that it is desirable to make all concessions to foreign capitalists subject to the approval of the Durbar. Unless this is done, His Highness does not see what there is to prevent concessions being given by the Jaghir authorities to undesirables, and if such a case occurred the Durbar would know nothing about it until after the transaction had been completed.

His Highness is also inclined to think that, as the Government of India have always taken such a strong line with regard to mining concessions, it would be well to consult the Resident before taking definite action.

Yours sincerely,

To HH 726 of 14.3.09 -
Certain questions connected with the grant of mineral licences & leases in the Inams in Jaghir & Inam Villages —

D.O. No: 1638/2 file

2

17th March 1909.

18

Dear Mr Fraser,

I herewith send a file of papers regarding the question who is the authority ~~empowered~~ that should have power to grant mineral licenses and leases in the Sringeri Jahgir and the inam villages attached to it - whether the Matt or the Government, and, if the former, whether it is at liberty to impose its own terms or is required to follow the rules issued by Government. Dr. Smeeth thinks that if the Matt is conceded the right to frame its own rules, the Government of India may take objection as even the Mysore Government itself "is not at liberty to issue its own rules without the previous sanction of the Government of India".

The question has been discussed in the office notes on the file and my opinion is contained in my note of the 13th instant submitted to His Highness the Maharaja. The proposal now is to impose the following restrictions on the right of the Jahgirdar to dispose of his mineral rights according to his discretion:-

(1) In regard to maximum areas to be included in licenses and leases, the following restrictions to be laid down:-

(a) Maximum area to be included in one prospecting license, 10 square miles; the licensee to be entitled to select 1 square mile of the block and take a mining lease for it.

[No maximum area to be fixed for exploring licenses.]

(b) Maximum area to be included in one mining lease, 1 square mile; length of block not to exceed four times the breadth.

(c) The Jahgirdar may grant more than one lease to the same person, subject to the restriction that the total area of the blocks under all the leases held by the same person does not exceed 2 square miles in the case of leases for gold mining and 30 square miles in the case of other minerals.

(2) Rents and royalty - Rates not to be lower than those in force in the State.

(3) No kinds of concessions not allowed by the rules of the Mysore Government to be granted by the Jahgirdar without the sanction of the Government.

(4) All concessions to foreign capitalists to be subject to the approval of the Mysore Government.

Subject to the above restrictions, it is proposed that the Jahgirdar should have complete freedom in disposing of his mineral rights.

In view of the attitude which the Government of India have taken in regard to mining concessions, the Durbar will be obliged by your kindly favouring them with your advice in the matter.

Yours Sincerely

(Sd) V. P. Madhava Rao

To No 726 dt 14 3.09. Certain questions connected with the grant of Mineral licenses & leases in the Sringeri Jaghir & Inam Villages. SUBMITTED TO HIS HIGHNESS. S. V.

With reference to Government Order No. R 2417-28 - L.R. 143-08-1 dated 22-10-1908 conceding to the Jaghir of Sringeri the right to minerals in the Sringeri Jaghir and in the inam villages situated outside the Jaghir and belonging to the Mutt, the Geological Secretary has in his letter dated 31-10-1908 asked for instructions as to who is the authority empowered to grant mineral licenses and leases in the siad Jaghir and Inam villages- whether the Mutt or the Government, and if the former, whether they are at liberty to impose their own terms or are required to follow the rules issued by Government". The doubt felt by Dr. Smeeth is with reference to the fact that "even the Government, from whom the Mutt derives its authority, is not at liberty to issue its own rules without the previous sanction of the Government of India".

The question has been discussed by the Under Secretary, Revenue Branch, and the Officiating Secretary in their notes dated 9th and 12th instant respectively, I generally agree in the views expressed by the Officiating Secretary and think tha t any interference with the full exercise of the Jaghirdar's discretion in the matter of disposing of his mineral rights can only be justified or necessary with reference to the political complications that may arise in the event of his coming into conflict with powerful foreign mining syndicates, and that there is no objection to the Jaghirdar being allowed freedom in the matter of fixing rents and royalties. To prevent such complications it will be sufficient if the limitations suggested by the Officiating Secretary at page 12 of the Office Notes (which correspond to the limitations @@@@@ imposed on the Durbar itself) are imposed on the exercise by the Jaghirdar of his discretion in the matter of issuing licenses and leases.

If approved the Jaghirdar may be informed that subject to these limitations, and to any further limitations which it may hereafter be found necessary to impose at the instance of the Government of India or otherwise, and also to

the provisions of the Mining Regulation and the Rules thereunder he will be free to make his own arrangements for the disposal of his mineral rights.

(Intd) V.P.M.

13-3-1909.

June 1903 file: 6.8: 202.

SUBMITTED TO HIS HIGHNESS.

With reference to Government Order No. R 2417-28 - L.R. 142-08-1 dated 23-10-1908 conceding to the Jaghir of Sringeri the right to minerals in the Sringeri Jaghir and in the Inam villages situated outside the Jaghir and belonging to the Mutt, the Geological Secretary has in his letter dated 31-10-1908 asked for instructions as to who is the authority empowered to grant mineral licenses and leases in the said Jaghir and Inam villages- whether the Mutt or the Government, and if the former, whether they are at liberty to impose their own terms or are required to follow the rules issued by Government". The doubt felt by Dr. Smeeth is with reference to the fact that "even the Government, from whom the Mutt derives its authority, is not at liberty to issue its own rules without the previous sanction of the Government of India".

The question has been discussed by the Under Secretary, Revenue Branch, and the Officiating Secretary in their notes dated 9th and 12th instant respectively, I generally agree in the views expressed by the Officiating Secretary and think that any interference with the full exercise of the Jaghirdar's discretion in the matter of disposing of his mineral rights can only be justified or necessary with reference to the political complications that may arise in the event of his coming into conflict with powerful foreign mining syndicates, and that there is no objection to the Jaghirdar being allowed freedom in the matter of fixing rents and royalties. To prevent such complications it will be sufficient if the limitations suggested by the Officiating Secretary at page 12 of the Office Notes (which correspond to the limitations ~~xxxx~~ imposed on the Durbar itself) are imposed on the exercise by the Jaghirdar of his discretion in the matter of issuing licenses and leases.

If approved the Jaghirdar may be informed that subject to these limitations, and to any further limitations which it may hereafter be found necessary to impose at the instance of the Government of India or otherwise, and also to

the provisions of the Mining Regulation and the Rules thereunder he will be free to make his own arrangements for the disposal of his mineral rights.

(Intd) V.P.M.

13-8-1908.

No. 2178.
Encl. 2 files.

3 From Regr No 7

THE RESIDENT MYSORE

BANGALORE.
Dated the 6 April 1909.

Dear Mr. Ananda Rao

Will you please refer to Mr. Madhava Rao's D.O. letter No. 1638 dated 17th March 1909 regarding certain questions connected with the grant of mineral licenses and leases in the Sringheri Jaghir?

I agree with the views expressed in Mr. Madhava Rao's note of the 13th March 1909 and consider that the position as regards the limitations of his rights should be explained to the Jaghirdar as proposed in the concluding paragraph of that note.

The Secretariat file sent to me is returned herewith.

Yours sincerely

S. Fraser

T. Ananda Rao, Esq., B.A.
Dewan of Mysore.

NMR

3 From Regr No 7.

No.2178/Enc. 2 files.

Bangalore,
Dated the 6th April 1909.

Dear Mr. Ananda Rao,

Will you please refer to Mr. Madhava Rao's D.O. letter No.1638 dated 17th March 1909 regarding certain questions connected with the grant of mineral licenses and leases in the Sringeri Jaghir?

I agree with the views expressed in Mr. Madhava Rao's note of the 13th March 1909 and consider that the position as regards the limitations of his rights should be explained to the Jaghirdar as proposed in the concluding paragraph of that note.

The Secretariat file sent to me is returned herewith.

Yours sincerely,
Sd/- S.M. Fraser.

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Camp Mysore,

No.8 Encs. 2 and 2 files. 8th April 1909.

My dear Sir,

I herewith re-submit for His Highness' orders the file of papers regarding the disposal of the mineral rights in the Sringeri Jahgir and the inam villages attached to it, which were returned with Mr. Maconochie's D.O. letter No.116 of the 15th March 1909. As desired by His Highness, the late Dewan consulted the Hon'ble the Resident in the matter, and I enclose a copy of Mr. Madhava Rao's D.O. letter and the reply received by me. Mr. Fraser "agrees with the views expressed in Mr. Madhava Rao's note of the 13th March 1909 and considers that the positions as regards the limitations of his rights should be explained to the Jahgirdar as proposed in the concluding paragraph of that note". If approved, further action will be taken on these lines.

Yours sincerely,
Sd/- T. Ananda Row.

R.H. Campbell Esq., I.C.S.,
Private Secretary to H.H. the Maharaja of Mysore.

No 8 Encs 2 + 2 files Mysore 8/4/07

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Draft D.O. to the P.S. to H.E.

I herewith ~~return~~ resubmit for H. H's orders the file of papers, regarding the disposal of the mineral rights in the Sringeri Jahgir & the inam villages attached to it, which were returned with Mr Macdonald's D.O. letter no. 116 of the 15th March 1907. As desired by H.H., the Late Dewan has consulted the Hubli Revenue Commissioner & I am regarding the matter, and I enclose a copy of Mr Madhava Rao's D.O. letter & the reply received from the Commissioner. Mr Fraser agrees with the views expressed in Mr Madhava Rao's note, of the 13th March 1907 - - -

* To be ~~quoted~~ visited from para 2 of the Resdt's letter. up to the end.

Note.

Approved, further action will be taken on these lines

[illegible]
7/4/07

5

Mysore,

D.O.132/Enc. 2 with 2 files. 10-4-09.

My dear Sir,

In returning the accompanying file I am instructed to say that His Highness approves of further action being taken on the lines proposed.

Yours sincerely,

Sd/- R.H. Campbell.

File L.R.143 of 08.

Subject - Mining licenses in Sringeri Jaghir.

Id/- T.A.R.

Secretary -

Early.

Id/- T.A.R.

11th April 1909.

5(a)

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Do file no 205 Qvj